FORM PTO-1390 (REV. 12-2004) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

# TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

BDM-06-1208

U.S. APPLICATION NO. (19 km 8 m cee 17 08 km

INTERNATIONAL APPLICATION NO. PCT/FR2005/000338

INTERNATIONAL FILING DATE 11 February 2005 (11.02.05)

PRIORITY DATE CLAIMED
11 February 2004 (11.02.04)

TITLE OF INVENTION

EXPLORATION DEVICE TO MONITOR THE PENETRATION OF AN INSTRUMENT IN AN ANATOMIC STRUCTURE

APPLICANTS FOR DO/EO/US

Maurice Bourlion, Dominique Petit and Gérard Vanacker

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1.  $\underline{x}$  This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
- 2. \_\_ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
- 3. \_\_ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- 4. \_\_ The US has been elected (Article 31).
- 5.  $\underline{x}$  A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. \_\_ is attached hereto (required only if not communicated by the International Bureau).
  - b.  $\underline{x}$  has been communicated by the International Bureau.
  - c. \_\_ is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6.  $\underline{x}$  An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. x is attached hereto.
  - b. \_\_ has been previously submitted under 35 U.S.C. 154(d)(4).
- 7. \_\_ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. \_\_ are attached hereto (required only if not communicated by the International Bureau).
  - 5. \_\_ have been communicated by the International Bureau.
  - c. \_\_ have not been made; however, the time limit for making such amendments has NOT expired.
  - d) \_\_ have not been made and will not be made.
- 8. \_\_ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9. \_\_ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10. \_\_ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

#### Items 11 to 20 below concern document(s) or information included:

- 11. x An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- 12. \_\_ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
- 13. x A preliminary amendment.
- 14. x An Application Data Sheet under 37 C.F.R. 1.76.
- 15.  $\underline{x}$  A substitute specification.
- 16. \_\_ A power of attorney and/or change of address letter.
- 17. \_\_ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 1.825.
- 18. \_\_ A second copy of the published international application under 35 U.S.C. 154(d)(4).
- 19. \_\_ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- 20. \_\_Other items or information:

### JAPS Rec'd PCT/PTO 11 AUG 2006

U.S. APPLICATION 10. (Fknows see 7 4FR0 5) INTERNATIONAL APPLICATION NO. PCT/FR2005/000338						ATTORNEY'S DOCKET NUMBER BDM-06-1208	
	ving fees are subm						
☑ a) Basic national fee\$ 300.00						\$ 300.00	
☑ b) Examination fee\$ 200.00						\$ 200.00	
☑ c) Search fe	e	••••••	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		\$ 400.00	\$ 400.00	
TOTAL OF ABOVE CALCULATIONS = \$ 900.00						\$ 900.00	
computer pr		ion and drawings filed in paped in an electronic medium).					
Total Sheets	Extra Sheets		aber of each additional 50 or fraction Rate reof (round up to a whole number)		Rate		
- 100 =	/50 =			x	\$250.00	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					\$ 130.00		
CLA	AIMS	NUMBER FILED	NUMBER EXTRA		RATE		
Total Claims		17 - 20 =	0		x \$ 50.00	\$	
Independent cla		1 - 3 =	0		x \$200.00	\$	
MULTIPLE DI	EPENDENT CLA	AIM(S) (if applicable)			+ \$360.00	\$	
			TOTAL OF ABO	VE CAL	CULATIONS =	\$1,030.00	
□ Applicant cl	laims small entity	status. See 37 CFR 1.27. T	he fees indicated ab	oove are r	educed by 1/2.	\$	
SUBTOTAL =						\$1,030.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).						\$	
						\$1,030.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be						¢	
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +  TOTAL FEES ENCLOSED =						\$1,030.00	
<del></del>						Amount to be refunded:	\$
						Amount to be charged:	\$
b. Please charge. The Company 50-2719. d. Fees are trincluded	arge my Deposit A missioner is hereby A duplicate copy to be charged to a on this form. Propriate	Account No. 50-2719 in the above Account No. 50-2719 in the above authorized to charge any a of this sheet is enclosed. credit card. WARNING: I rovide credit card information to pending status.	amount of \$additional fees which additional fees which Information on this find and authorization of the state of the	h may be form may on PTO-2	required, or credit and become public. Cre 2038.	duplicate copy of this ny overpayment to Dep edit card information	should not be
SEND ALL CO	ORRESPONDE	NCE TO:			T. Daniel Christen	oury, Reg. No. 31,750	
		, whose contact info er Rudnick Gray C				<i>J, J</i> 23,,000	

IP Group of DLA Piper Rudnick Gray Cary US LLI One Liberty Place, Suite 4900 1650 Market Street Philadelphia, PA 19103 (215) 656-3381

## in P6 Rec'd PCT/PTO 11 AUG 2006

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

Customer No.: 035811

Examiner

Serial No.

Filed : Herewith

: PCT/FR2005/000338 PCT No. PCT Filed : February 11, 2005 Inventors

: Maurice Bourlion : Dominique Petit

: Gérard Vanacker

Title : EXPLORATION DEVICE TO

> : MONITOR THE PENETRATION : OF AN INTRUMENT IN AN : ANATOMIC STRUCTURE

Confirmation No.:

Dated: August 11, 2006

Docket No.: BDM-06-1208

#### **MAIL STOP PCT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### 37 CFR 1.10 **EXPRESS MAIL CERTIFICATION**

"Express Mail" mailing label number: EV 548524558 US

Date of Deposit:

August 11, 2006

**DESCRIPTION OF CONTENTS:** 

Postcard, \$1,030.00 Check, an Application Transmittal Letter, in duplicate, Form PTO-1390, in duplicate, an Application Data Sheet (1 page), an English translation of the above-identified PCT Application as it was filed, including 10 pages of Specification, 4 pages of Claims and 4 sheets of Drawings, with a Certified Translation of Documents, a Preliminary Amendment, a Substitute Specification (Marked-Up), a Substitute Specification (Clean Copy), copies of the Request (4 pages), Forms PCT/IB/301, 304 and 308, WO 2005/077282 A1 and an International Search Report (with English translation) and Form PCT/ISA/237, an Information Disclosure Statement and Form PTO-1449 with copies of the publications.

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Leslie Hood	
(Typed or printed name of person mailing paper or fee)	

(Signature of person mailing paper or fee)

## 10/589182

### IAPG Rec'd PCT/PTO 11 AUG 2006

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit

Customer No.: 035811

Examiner

Serial No. Filed

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PCT No.

: Herewith

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: PCT/FR2005/000338 : February 11, 2005

Inventors

: Maurice Bourlion

: Dominique Petit

: Gérard Vanacker

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: ANATOMIC STRUCTURE

Docket No.: BDM-06-1208

Confirmation No.:

Dated: August 11, 2006

#### APPLICATION TRANSMITTAL LETTER

#### **MAIL STOP PCT**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We submit herewith for filing in the U.S. Patent and Trademark Office Form PTO-1390, in duplicate, an Application Data Sheet (1 page), an English translation of the above-identified PCT Application as it was filed, including 10 pages of Specification, 4 pages of Claims and 4 sheets of Drawings, with a Certified Translation of Documents, a Preliminary Amendment, a Substitute Specification (Marked-Up), a Substitute Specification (Clean Copy), copies of the Request (4 pages), Forms PCT/IB/301, 304 and 308, WO 2005/077282 A1 and an International Search Report (with English translation) and Form PCT/ISA/237, an Information Disclosure Statement, Form PTO-1449 with copies of the publications and our check in the amount of \$1,030.00, comprising the official filing fee.

Respectfully submitted,

T. Daniel Christenbury Reg. No. 31,750

Attorney for Applicants

TDC:lh (215) 656-3381